

PATENT
Docket No. 204372000901

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Ruthie Vallejo
Ruthie Vallejo

#15
JM

9/20/03

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In the application of:

Lynn E. SPITLER and Isaiah Fidler

Serial No.: 09/764,546

Filing Date: 17 January 2001

For: THERAPEUTIC PROPERTIES OF
LIPOSOME-ENCAPSULATED
IMMUNOMODULATORS

Examiner: Susan Ungar, Ph.D.

Group Art Unit: 1642

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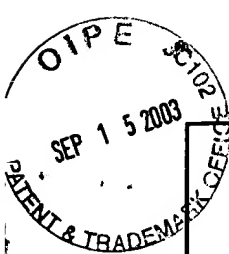
TECH CENTER 1600/2900

AMENDMENT UNDER 37 C.F.R. § 1.116

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

This is in response to an Office Action herein mailed 12 June 2003, time for response to which was set to expire 12 August 2003. The only claim considered, claim 61, was rejected. The basis for rejection has again been considered and the following discussion is offered in response. Reconsideration is respectfully requested.



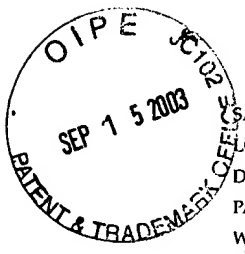
AF 1600

TRANSMITTAL FORM (to be used for all correspondence after initial filing)	Application Number	09/764,546	
	Filing Date	January 17, 2001	
	First Named Inventor	Lynn E. SPITLER	
	Art Unit	1642	
	Examiner Name	S. Unger	
Total Number of Pages in This Submission	4	Attorney Docket Number	204372000901

ENCLOSURES (check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment/Reply <input checked="" type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/ Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): Postcard
<div>Remarks</div> <div>CUSTOMER NO. 25225</div> <div>RECEIVED SEP 17 2003 TECH CENTER 1600/2900</div>		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT	
Firm or Individual name	MORRISON & FOERSTER LLP Kate H. Murashige - 29,959
Signature	<i>Kate H. Murashige</i>
Date	September 12, 2003

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Dated: 9/12/03	Signature: <i>Ruthie Vallejo</i> (Ruthie Vallejo)



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September 12, 2003

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Re: U.S. Patent Application No. 09/764,546
Title: THERAPEUTIC PROPERTIES OF LIPSOME-
ENCAPSULATED IMMUNOMODULATORS
By: Lynn E. SPITLER, *et al.*
Our reference: 20437-20009.01

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Dear Dr. Fromen-Romano:

Enclosed for your records is a copy of the Office Action Response along with the accompanying paperwork as filed in the U.S. Patent and Trademark Office on September 12, 2003.

We will keep you informed of further developments.

Best regards,

Kate H. Murashige

KHM:rv
Enclosures
cc: Jacques Bartholeyns (w/encls.)